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Security Council

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Security Council Committee established pursuant to resolution 1540 (2004)

Letter dated 19 September 2005 from the Deputy Permanent Representative of Switzerland to the United Nations addressed to the Chairman of the Committee

With reference to your letter dated 10 July 2005 concerning Switzerland's first report on the implementation of resolution 1540 (2004), I am pleased to send you, as an attachment, additional information on the steps taken by my Government in the areas covered by resolution 1540 (2004) (see annex).

In reply to your request, I also wish to confirm that we have no objection to the use, by the Committee, of additional information from official public data provided by Switzerland to international organizations.

(*Signed*) Andreas **Baum**
Deputy Permanent Representative

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Annex to the letter dated 19 September 2005 from the Deputy Permanent Representative of Switzerland to the United Nations addressed to the Chairman of the Committee

19 September 2005

Implementation of Security Council resolution 1540 (2004)

Additional information provided by Switzerland

1. *National legislation to prohibit* ***non-state actors*** *from pursuing any activity related to WMD and their means of delivery as well as attempts to engage in any such activities*

– Article 7 of the Law on War Materials (514.51) prohibits any activity related to WMD whatsoever by whomsoever as well as any activity facilitating such actions, and thus includes non-state actors. It applies to all Swiss citizens and people living in Switzerland irrespective of the country in which they carry out these activities:

Article 7: Nuclear, biological, and chemical weapons

1. It is forbidden to:

a. develop, manufacture, procure as an intermediary, acquire, hand over to anyone, import, export, transit, or store nuclear, biological, or chemical weapons (NBC weapons) or to dispose of them in any other way;

b. incite anyone to commit an act mentioned in subparagraph a;

c. facilitate the commission of an act mentioned in subparagraph a.

2. Do not fall under the scope of this prohibition, acts that are intended to:

a. enable the competent agencies to destroy NBC weapons, or

b. ensure the protection against the effects of NBC weapons or combat these effects.

3. The prohibition applies also to acts committed abroad, notwithstanding the law applicable in the place of commission, if:

a. these acts violate agreements of international law to which Switzerland is a party, and

b. the author is Swiss or domiciled in Switzerland.

– Art. 34 of the same Law establishes the relevant penalties, and Art. 36 stipulates that even *attempts* to commit any offence related to WMD are subject to prosecution.

2. *Laws and regulations*

2.1. Laws to secure and protect WMD and their means of delivery

Not applicable, since there are no WMD in Switzerland.

2.2. Border controls to detect illicit trafficking of WMD

Border controls for the detection of illicit trafficking of WMD are in place. In such cases, Customs Law applies (631.0). Article 76 states that it is a criminal offence to export, import or transit goods that are controlled under other laws without the appropriate licence. This provision is mirrored in article 14 of the Law on the Control of Dual Use Goods and Military Goods which sets the penalties for this kind of offence. Further references to border controls are made in article 11 of the same law and in article 26 of the Ordinance on the Control of the Export, Import and Transit of Dual Use Goods and Specific Military Goods.

2.3. National export and trans-shipment controls:

For trans-shipment, see article 7 of the Law on War Materials which prohibits the trans-shipment of WMD: http://www.seco.admin.ch/imperia/md/content/aussenwirtschaft/exportkontrollen/39.pdf

National export controls: In general, national export controls are regulated by the Federal Law on the Control of Dual Use Goods and Specific Military Goods (946.202): http://www.seco.admin.ch/imperia/md/content/aussenwirtschaft/exportkontrollen/337.pdf and the Ordinance on the Export, Import and Transit of Dual Use Goods and Specific Military Goods, 946.202.1). http://www.seco.admin.ch/imperia/md/content/aussenwirtschaft/exportkontrollen/338.pdf

3. *Enforcing penalties for export control laws*

– Article 14 of the Law on the Control of Dual Use Goods establishes penalties of up to 5 million Swiss francs and imprisonment for up to 10 years for offences in connection with controlled goods. Article 18 of the same Law establishes that the judicial authority for these kinds of offences lies with the federal Government.

4. *Strengthening of multilateral non-proliferation treaties.*

4.1. Switzerland has a long record of supporting initiatives that are aimed at promoting the universal adoption, full implementation and strengthening of multilateral non-proliferation treaties. Switzerland currently provides technical assistance in the framework of the OPCW Action Plan on Article VII of the Chemical Weapons Convention.

* * * * *

Comments on the Matrix attached to the Chairman of the Committee's letter dated 18 July 2005

Pages 12, 14 and 16, Question 1

– See point 2.2 above.

Pages 12, 14 and 16, Question 5

– See point 2.3 above.

Page 18, Question 6

– The Federal police have launched a programme to make companies aware of the dangers of proliferation. Members of the police visit companies that sell products

which might be used in WMD or missile programmes. This programme called "Prophylax" is referred to in the "Report on the Internal Security of Switzerland 2004" (http://www.fedpol.admin.ch/d/aktuell/berichte/biss_2004_d.pdf).

- The Swiss Customs Administration uses an Advanced Cargo Information System for risk assessment, pre-screening, and preliminary criminal investigations. Customs officers are briefed regularly on methods to combat proliferation. Details of this system are not accessible to the public.

In the annexed copy of the Matrix, additional "X"-marks have been added. Many of them are based on the above cited articles 7 and 34 of the Federal Law on War Materials (514.51):

Article 34: Infractions to the prohibition on nuclear, biological and chemical weapons

1. Will be punished to a confinement for up to 10 years at the most or imprisonment any person who, intentionally and without being able to invoke one of the exceptions mentioned in article 7, paragraph 2:

   a. develops, manufactures, procures as an intermediary, acquires, hands over to anyone, imports, exports, transits, stores nuclear, biological or chemical weapons (NBC weapons), or disposes of them in any other way,

   b. incites anyone to commit an act mentioned at subparagraph a., or facilitates the accomplishment of an act mentioned at subparagraph a,

   c. facilitates the accomplishment of an act mentioned at subparagraph a.

2. The confinement or imprisonment can be accompanied by a fine of up to 5 million francs.

3. If the author commits the acts out of negligence, the penalty will be of imprisonment of 12 months at the most or a fine of up to 500,000 francs.

4. Any act committed abroad is punishable, notwithstanding the applicable law of the place of commission:

   a. if it violates international law agreements to which Switzerland is a party, and

   b. its author is Swiss or domiciled in Switzerland.

Note

Since both the Law on War Materials and the Law on the Control of Dual Use Goods and Specific Military Goods date from 13 December 1996, some *abbreviations* have been used in completing the matrix:

- Law on War Materials (514.51): **LWM**
- Law on the Control of Dual Use Goods and Specific Military Goods (946.202): **LCG**
- Ordinance on the Export, Import and Transit of Dual Use Goods and Specific Military Goods (946.202.1): **OCG**

Annex: Additional Swiss information to the matrix (19 September 2005)

Implementation of Security Council resolution 1540
Additional Swiss information
19 September 2005

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

State: **Switzerland**

Date of report: 22 October 2004

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?		*YES*	*If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)*	*Remarks (information refers to the page of the English version of the report or an official website)*
1	General statement on non-possession of WMD			
2	General statement on commitment to disarmament and non-proliferation			
3	General statement on non-provision of WMD and related materials to non-State actors	X	Does not provide any form of support to non-State actors	Page 2 of the report
4	Biological Weapons Convention (BWC)	X		Page 2 of the report
5	Chemical Weapons Convention (CWC)	X		Page 2 of the report
6	Nuclear Non-Proliferation Treaty (NPT)	X		Page 2 of the report
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)	X	Deposit 01 October 1999	*<http://disarmament.un.org:8080/TreatyStatus.nsf>*
8	Convention on Physical Protection of Nuclear Material (CPPNM)	X		Page 2 of the report
9	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	*<http://www.minbuza.nl/default.asp?CMS_ITEM=858DD6DAE6BE4DF2ABABD1FE0A25AB3CX3X45455X99>*
10	Geneva Protocol of 1925	X	Deposit 12 July 1932	*<http://disarmament.un.org:8080/TreatyStatus.nsf>*
11	International Atomic Energy Agency (IAEA)	X	Since 1957	*<http://www.iaea.org/About/Policy/MemberStates>*

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	Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	*YES*	*If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)*	*Remarks (information refers to the page of the English version of the report or an official website)*
12	Nuclear-Weapons-Free Zone/Protocol(s)			
13	Other conventions/treaties			
14	Other arrangements	X	1. Nuclear Suppliers Group (NSG) 2. Zangger Committee (ZC) 3. Australia Group (AG) 4. Missile Technology Control Regime (MTCR) 5. *Wassenaar Agreement* (WA) 6. Proliferation Security Initiative (PSI)	Page 3 of the report *<http://www.wassenaar.org/welcomepage.html>*
15	Other			

OP 2 — Biological Weapons (BW)

State: **Switzerland**

Date of report: 22 October 2004

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
1	Manufacture/produce	X	Article 7 LWM	X	Article 34 LWM	Page 2 of the report
2	Acquire	X	"	X	"	
3	Possess	X	"	X	"	
4	Stockpile/store	X	"	X	"	
5	Develop	X	Article 7 LWM	X	Article 34 LWM	Page 2 of the report
6	Transport	X	"	X	"	
7	Transfer	X	"	X	"	
8	Use	X	"	X	"	
9	Participate as an accomplice in a.m. activities	X	"	X	"	
10	Assist in a.m. activities	X	"	X	"	
11	Finance a.m. activities	X	"	X	"	
12	a.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities	X	"	X	"	
14	Other	X	Article 7: disposition as well as extraterritorial applicability LWM	X	Article 34: disposition as well as extraterritorial applicability LWM	Page 2 of the report

OP 2 — Chemical Weapons (CW)

State: **Switzerland**

Date of report: 22 October 2004

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
1	Manufacture/produce	X	Article 7 LWM	X	Article 34 LWM	Page 2 of the report
2	Acquire	X	"	X	"	
3	Possess	X	"	X	"	
4	Stockpile/store	X	"	X	"	
5	Develop	X	Article 7 LWM	X	Article 34 LWM	Page 2 of the report
6	Transport	X	"	X	"	
7	Transfer	X	"	X	"	
8	Use	X	"	X	"	
9	Participate as an accomplice in a.m. activities	X	"	X	"	
10	Assist in a.m. activities	X	"	X	"	
11	Finance a.m. activities	X	"	X	"	
12	a.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities	X	"	X	"	
14	Other	X	Article 7: disposition as well as extraterritorial applicability LWM	X	Article 34: disposition as well as extraterritorial applicability LWM	Page 2 of the report

OP 2 — Nuclear Weapons (NW)

State: **Switzerland**

Date of report: 22 October 2004

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties and others*		*Remarks*
		YES	*If YES, indicate source document of national implementation law*	*YES*	*If YES, indicate source document*	
1	Manufacture/produce	X	Article 7 LWM	X	Article 34 LWM	Page 2 of the report
2	Acquire	X	"	X	"	
3	Possess	X	"	X	"	
4	Stockpile/store	X	"	X	"	
5	Develop	X	Article 7 LWM	X	Article 34 LWM	Page 2 of the report
6	Transport	X	"	X	"	
7	Transfer	X	"	X	"	
8	Use	X	"	X	"	
9	Participate as an accomplice in a.m. activities	X	"	X	"	
10	Assist in a.m. activities	X	"	X	"	
11	Finance a.m. activities	X	"	X	"	
12	a.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities	X	"	X	"	
14	Other	X	Article 7: disposition as well as extraterritorial applicability LWM	X	Article 34: disposition as well as extraterritorial applicability LWM	Page 2 of the report

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OP 3 (a) and (b) — Account for/Secure/Physically protect BW including Related Materials

State: **Switzerland**

Date of report: 22 October 2004

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Measures to account for production					
2	Measures to account for use					
3	Measures to account for storage					
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport					
10	Other measures for securing					
11	Regulations for physical protection of facilities/materials/transports					
12	Licensing/registration of facilities/ persons handling biological materials					
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	Regulations for genetic engineering work					
16	Other legislation/regulations related to safety and security of biological materials					
17	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect CW including Related Materials

State: **Switzerland**

Date of report: 22 October 2004

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
1	Measures to account for production					
2	Measures to account for use					
3	Measures to account for storage					
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport					
10	Other measures for securing					
11	Regulations for physical protection of facilities/ materials/transports					
12	Licensing of chemical installations/entities/use of materials					
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	National CWC authority					
16	Reporting Schedule I, II and III chemicals to OPCW					

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Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement (civil/criminal penalties and others)*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
17	Account for, secure or physically protect old chemical weapons					
18	Other legislation/regulations controlling chemical materials					
19	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect NW including Related Materials

State: **Switzerland**

Date of report: 22 October 2004

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Measures to account for production	X				
2	Measures to account for use	X	INFCIRC/264			*<http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf>*
3	Measures to account for storage	X				
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport					
10	Other measures for securing					
11	Regulations for physical protection of facilities/ materials/transports					

Compare annex 1

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Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Mater./Is? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and others*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
12	**Licensing of nuclear installations/entities/use of materials**					
13	**Reliability check of personnel**					
14	**Measures to account for/secure/ physically protect means of delivery**					
15	**National regulatory authority**					
16	**IAEA Safeguards Agreements**	X	1. Safeguards Agreement in force 2. Additional Protocol signed 16 June 2000 in force early in 2005			Page 2 of the report
17	**IAEA Code of Conduct on Safety and Security of Radioactive Sources**					
18	**IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources**	X	*Contributes to Database Programme*			*<http://www.iaea.org/About/Policy/GC/GC42/Documents/gc42-17.html>*
19	**Other agreements related to IAEA**					

Compare annex 1

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NM and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and others		
		YES	If YES, indicate source document	YES	If YES, indicate source document	Remarks
20	Additional national legislation/ regulations related to nuclear materials including CPPNM					
21	Other					

Compare annex 1

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of BW including Related Materials

State: **Switzerland**

Date of report: 22 October 2004

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
1	Border control	X	Art. 26 OCG Art. 11 LCG	?	Advanced system of controls at its borders and within the country to combat illicit trafficking of controlled goods and technology	Page 3 of the report
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	For BW: Art. 7 LWM/For related materials: no provision			
4	Enforcement agencies/authorities	X	Art. 10 LCG			
5	Export control legislation in place	X	In the national legislation the export directives of NSG, ZC, AG and MTCR are incorporated			Page 3 of the report
6	Licensing provisions	X	Art. 3 OCG			
7	Individual licensing	X	Art. 9 OCG			Page 3 of the report
8	General licensing	X	Art. 10 OCG			Page 3 of the report
9	Exceptions from licensing	X	Art. 13 OCG			
10	Licensing of deemed export/visa					
11	National licensing authority	X	Art. 3 OCG			
12	Interagency review for licences	X	Art. 16 OCG			
13	Control lists	X	Control lists issued by NSG, ZC, AG and MTCR			Page 3 of the report
14	Updating of lists	X	Art. 22 LCG			
15	Inclusion of technologies	X	Art.3 LCG/Art. 2 OCG			
16	Inclusion of means of delivery	X	MTCR membership			Page 3 of the report

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc*		
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	*Remarks*
17	End-user controls					
18	Catch all clause	X	Art. 4 OCG			Page 3 of the report
19	Intangible transfers	X	Art. 3 LCG/Art. 2 OCG			
20	Transit control	X	Art. 7 LWM for weapons (BW)/Art. 25 OCG for related materials			
21	Trans-shipment control	X	"			
22	Re-export control	X	Art. 3 OCG			
23	Control of providing funds	X	Art. 7 LWM			
24	Control of providing transport services	X	Art. 7 LWM			
25	Control of importation					
26	Extraterritorial applicability	X	Art. 34 LWM			
27	Other					

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OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of CW including Related Materials

State: **Switzerland**

Date of report: 22 October 2004

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Border control	X		?	Advanced system of controls at its borders and within the country to combat illicit trafficking of controlled goods and technology	Page 3 of the report
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X				
4	Enforcement agencies/authorities	X				
5	Export control legislation in place	X	In the national legislation the export directives of NSG, ZC, AG and MTCR are incorporated			Page 3 of the report
6	Licensing provisions	X				
7	Individual licensing	X				Page 3 of the report
8	General licensing	X				Page 3 of the report
9	Exceptions from licensing	X				
10	Licensing of deemed export/visa					
11	National licensing authority	X				
12	Inter-agency review for licences	X				
13	Control lists	X	Control lists issued by NSG, ZC, AG and MTCR			Page 3 of the report
14	Updating of lists	X				
15	Inclusion of technologies	X				
16	Inclusion of means of delivery	X				Page 3 of the report

Compare page 12

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement: civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
17	End-user controls					
18	Catch all clause	X				
19	Intangible transfers	X				Page 3 of the report
20	Transit control	X				
21	Trans-shipment control	X				
22	Re-export control	X				
23	Control of providing funds	X				
24	Control of providing transport services	X				
25	Control of importation					
26	Extraterritorial applicability	X				
27	Other					

Compare page 13

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of NW including Related Materials

State: **Switzerland**

Date of report: 22 October 2004

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc.*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
1	Border control	X		?	Advanced system of controls at its borders and within the country to combat illicit trafficking of controlled goods and technology	Page 3 of the report
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X				
4	Enforcement agencies/authorities	X				
5	Export control legislation in place	X	In the national legislation the export directives of NSG, ZC, AG and MTCR are incorporated			Page 3 of the report
6	Licensing provisions	X				
7	Individual licensing	X				Page 3 of the report
8	General licensing	X				Page 3 of the report
9	Exceptions from licensing	X				
10	Licensing of deemed export/visa					
11	National licensing authority	X				
12	Inter-agency review for licences	X				
13	Control lists	X	Control lists issued by NSG, ZC, AG and MTCR			Page 3 of the report
14	Updating of lists	X				
15	Inclusion of technologies	X				
16	Inclusion of means of delivery	X				Page 3 of the report

Compare page 12

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		*National legal framework*		*Enforcement, civil/criminal penalties, and measures of implementation, etc*		*Remarks*
		YES	*If YES, indicate source document*	*YES*	*If YES, indicate source document*	
17	End-user controls					
18	Catch all clause	X				Page 3 of the report
19	Intangible transfers	X				
20	Transit control	X				
21	Trans-shipment control	X				
22	Re-export control	X				
23	Control of providing funds	X				
24	Control of providing transport services	X				
25	Control of importation					
26	Extraterritorial applicability	X				
27	Other					

Compare page 13

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OP 6, 7 and 8 (d) — Control lists, Assistance, Information

State: **Switzerland**

Date of report: 22 October 2004

Can information be provided on the following issues?		*YES*		*Remarks*
1	Control lists — items (goods/equipment/materials/ technologies)	X	Control lists issued by NSG, ZC, AG and MTCR	Page 3 of the report
2	Control lists — other			
3	Assistance offered			
4	Assistance requested			
5	Assistance in place (bilateral/ plurilateral/multilateral)	X	Joined G-8 Global Partnership and plays a part in global chemical disarmament	Page 3 of the report
6	Information for industry	?	Police authorities recently introduced a prevention programme designed to enhance the vigilance of enterprises working in the fields which are critical from the proliferation standpoint	Page 3 of the report
7	Information for the public			

Implementation of Security Council resolution 1540

Annex 1 to the Additional Swiss Information dated 19 September 2005 (OP 3 (a) and (b); pages 10/11 of the Table)

		National legal framework		Enforcement	Remarks
1. Measures to account for production	X	Ordinance on Safeguards of 18 August 2004 (SR 732.12)	X	Ordinance on Safeguards of 18 August 2004 (SR 732.12)	http://www.admin.ch/ch/f/rs/c732_12.html
2. Measures to account for use	X	"	X	"	http://www.admin.ch/ch/f/rs/c732_12.html
3. Measures to account for storage	X	"	X	"	http://www.admin.ch/ch/f/rs/c732_12.html
4. Measures to account for Transport	X	"	X	"	http://www.admin.ch/ch/f/rs/c732_12.html
5. Other measures for accounting	X	"	X	"	http://www.admin.ch/ch/f/rs/c732_12.html
6. Measures to secure production	X	Ordinance on Nuclear Energy of 10 December 2004 (SR 732.11)	X	Ordinance on Nuclear Energy of 10 December 2004 (SR 732.11)	http://www.admin.ch/ch/f/rs/732_11/index.html
7. Measures to secure use	X	"	X	"	http://www.admin.ch/ch/f/rs/732_11/index.html
8. Measures to secure storage	X	"	X	"	http://www.admin.ch/ch/f/rs/732_11/index.html
9. Measures to secure transport	X	"	X	"	http://www.admin.ch/ch/f/rs/732_11/index.html
10. Other measures for securing	X	"	X	"	http://www.admin.ch/ch/f/rs/732_11/index.html
11. Regulations for physical protection of facilities/materials/ transports	X	"	X	"	http://www.admin.ch/ch/f/rs/732_11/index.html
12. Licensing of nuclear installations/entities/ use of material	X	Federal Law on Nuclear Energy of 21 March 2003 (SR 732.1) Ordinance on Nuclear Energy of 10 December 2004 (SR 732.11)	X	Federal Law on Nuclear Energy of 21 March 2003 (SR 732.1) Ordinance on Nuclear Energy of 10 December 2004 (SR 732.11)	http://www.admin.ch/ch/f/rs/732_1/index.html http://www.admin.ch/ch/f/rs/732_11/index.html
13. Reliability check of personnel	X	Ordinance on Personnel Security Checks in the area of nuclear entities (in preparation)			
14. Measures to account for/secure/physically protect means of delivery		Not applicable			

15. National regulatory authority	X	Ordinance on Nuclear Energy on 10 December 2004 (SR 732.11)			http://www.admin.ch/ch/f/rs/732_11/index.html
16. IAEA Safeguards Agreements	X	- Safeguards Agreement in force 6 Sept. 1978 - Additional Protocol in force 1 Febr. 2005			INFCIRC/264 http://www.iaea.org/Publications/Documents/Infcircs/2005/infcirc264a1.pdf
17. IAEA Code of Conduct on Safety and Security of Radioactive Sources	X				
18. IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	X				
19. Other Agreements related to IAEA					
20. Additional national legislation/regulations related to nuclear materials including CPPNM	X	Ordinance on security guards in nuclear entities (in preparation)			
21. Other					